

ufacture, sale, barter or exchange of such liquors; providing certain civil remedies for the enforcement of the terms of this act, the same being cumulative of all other remedies relevant thereunto; prescribing the terms upon which liquors may be manufactured, sold, bartered or exchanged for medicinal, mechanical, scientific or sacramental purposes; providing procedure for the procuring of evidence for the enforcement of the terms of this act and providing procedure for the prevention of violations of the terms of this act; repealing certain laws in conflict herewith; making the terms of this act cumulative of all other laws upon the subject not in conflict herewith; extending to the entire State the provisions of certain statutes heretofore applicable to local option territory; making it a felony punishable by confinement in the penitentiary to keep a cold storage or place for the keeping for others of such liquors, and punishing corporations by fines, penalties and forfeitures of charters for the violation of this act; providing penalties and remedies against officers charged with any duty in connection with the enforcement of this act for failure to perform such duties; prescribing venue, and declaring an emergency."

And find the same correctly engrossed.
DENTON, Chairman.

Committee Room,
Austin, Texas, March 7, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 38, A bill to be entitled "An Act creating and incorporating the Brownfield Independent School District, in Terry county, Texas, and defining the boundaries thereof; providing for a board of trustees thereof, and defining their powers and authority; authorizing said board of trustees to levy, assess, and collect taxes for maintenance and building purposes and to issue bonds therefor; providing for an assessor and collector of taxes thereof, and providing for a board of equalization of said school district; providing for an election of trustees thereof, and providing for an emergency,"

And find the same correctly engrossed.
DENTON, Chairman.

REPORT OF COMMITTEE ON COUNTIES.

Committee Room,
Austin, Texas, March 7, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Counties, to whom was referred Senate bill No. 17, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Blackburn has been appointed to make a full report thereon.

HARDEY, Chairman.

TENTH DAY.

(Friday, March 8, 1918.)

The House met at 9 o'clock a. m. pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Mr. Speaker.	Haidusek.
Atlee.	Hardey.
Beard.	Harris.
Beasley.	Henderson.
Beason.	Hill.
Bennette.	Holland.
Bertram.	Hudspeth.
Blackburn.	Johnson of Blanco.
Blackmon.	Johnson of Ellis.
Bland.	Jones.
Bledsoe.	Laas.
Brown.	Lacey.
Bryan.	Laney.
Burton of Rusk.	Lange.
Butler.	Lanier.
Cadenhead.	Lee.
Canales.	Lindemann.
Carlock.	McComb.
Clark.	McCord.
Cope.	McCoy.
Cox of Bee.	McDowra.
Cox of Ellis.	McFarland.
Crudgington.	McMillin.
Davis of Dallas.	Mathis.
Davis of Grimes.	Meador.
Davis of Harris.	Mendell.
Davis	Metcalf.
of Van Zandt.	Miller of Austin.
De Bogory.	Miller of Dallas.
Denton.	Monday.
Dodd.	Moore.
Dudley.	Morris.
Dunnam.	Murrell.
Estes.	Neill.
Fly.	Nordhaus.
Ford.	O'Banion.

Osborne.	Thomas.
Parks.	Thomason
Peyton.	of El Paso.
Pillow.	Thomason
Poage.	of Nacogdoches.
Pope.	Thompson
Raiden.	of Hunt.
Reeves.	Tillotson.
Richards.	Tilson.
Rogers.	Tinner.
Sackett.	Traylor.
Sentell.	Upchurch.
Schlesinger.	Vaughan.
Seawright.	Veatch.
Smith of Hopkins.	Walker.
Smith of Scurry.	White.
Spencer.	Williams
Spradley.	of Brazoria.
Sneed.	Williams
Stewart.	of McLennan.
Stephens.	Williford.
Strayhorn.	Wilson.
Templeton.	Woods.
Terrell.	Yantis.

Absent.

Bagby.	Murphy.
Bell.	O'Brien.
Burton of Tarrant.	Sallas.
Cates.	Sholars.
Fairchild.	Valentine.
Greenwood.	

Absent—Excused.

Baker.	Roemer.
Bass.	Schlosshan.
Bedell.	Smith of Bastrop.
Holaday.	Swope.
King.	Taylor.
Lackey.	Thompson
Lowe.	of Red River.
Robertson.	Wahrmund.

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Taylor for today and tomorrow, on motion of Mr. Sackett.

Mr. Wahrmund for today and tomorrow, on motion of Mr. Nordhaus.

Mr. Lackey until next Tuesday, on motion of Mr. Bland.

Mr. Smith of Bastrop for today and tomorrow, on motion of Mr. Seawright.

Mr. Bedell for yesterday and today, on motion of Mr. Terrell.

Mr. Schlosshan for today and tomorrow, on motion of Mr. McMillin.

The following members were excused on account of sickness:

Mr. Roemer for today and tomorrow, on motion of Mr. Lanier.

Mr. Bass for today, on motion of Mr. Schlesinger.

COMMUNICATION FROM HON. RUDOLPH TSCHOEPE.

The Speaker handed to the Clerk and had read the following communication, which was ordered printed in the Journal:

Seguin, Texas, March 7, 1918.

Hon. F. O. Fuller, Speaker, Members of the House, Austin, Texas.

Friends: It was indeed with feelings of gratitude that I read the resolution passed by the House and I will ever hold it dear as one of the bright rays that have broken the clouds of gloom and despair.

I have served my country to the best of my ability during my entire life and now to find that I was classed as an alien enemy to the Stars and Stripes—the flag I love so well—has broken my heart. I have reached the winter of life and had hoped to spend the short remainder of my days in contented reflections.

You have done much to help me and though of German extraction I am as loyal an American citizen as any living being. Thanking you now and assuring you that I sincerely appreciate your expressions of confidence and hoping to be in Austin some time during the session to shake your hands, I am,

Gratefully yours,

RUDOLPH TSCHOEPE.

RELATING TO TEACHING GERMAN IN PUBLIC SCHOOLS.

The Speaker laid before the House, as unfinished business, for consideration at this time, the resolution by Mr. Poage, relating to teaching German in public schools, with (committee) amendment by Mr. Fairchild pending.

Pending consideration of the resolution Mr. Raiden occupied the chair temporarily.

(Speaker in the chair.)

Mr. Johnson of Ellis offered the following substitute for the pending (committee) amendment:

Amend the resolution by striking out all after word "resolved" and insert the following: "That no foreign language shall be taught in any public school in the grades below the high school grades.

"Be it further resolved, That the Governor be and he is hereby requested to submit to this Legislature the subject of prohibiting the teaching of foreign languages in the grades below the high school grades in the school of this State."

Mr. Mendell moved the previous question on the pending amendment and substitute and on the resolution and the main question was ordered.

(Mr. Mendell in the chair.)

Question first recurring on the substitute by Mr. Johnson, it was lost.

Question then recurring on the committee amendment it was lost.

Mr. Poage moved to reconsider the vote by which the substitute was lost and the motion to reconsider was lost.

Question then recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—28.

Beard.	Estes.
Beasley.	Ford.
Bennette.	Hill.
Bryan.	McCord.
Burton of Rusk.	McCoy.
Cadenhead.	McMillin.
Canales.	Metcalfe.
Clark.	Poage.
Cope.	Pope.
Davis of Dallas.	Reeves.
Davis of Grimes.	Rogers.
Davis of Harris.	Seawright.
Davis	Tilson.
of Van Zandt.	Traylor.
Dodd.	

Nays—72.

Atlee.	Laas.
Beason.	Lacey.
Blackburn.	Laney.
Blackmon.	Lange.
Bland.	Lanier.
Bledsoe.	Lee.
Brown.	Lindemann.
Butler.	McComb.
Carlock.	McDowra.
Cox of Bee.	McFarland.
Cox of Ellis.	Mathis.
Crudgington.	Mendell.
De Bogory.	Miller of Austin.
Dudley.	Miller of Dallas.
Dunnam.	Monday.
Fly.	Moore.
Haidusek.	Morris.
Hardey.	Murrell.
Harris.	Nordhaus.
Holland.	O'Banion.
Hudspeth.	Parks.
Johnson of Blanco.	Raiden.
Johnson of Ellis.	Sack-tt.
Jones.	Sentell.

Schlesinger.	Tillotson.
Smith of Hopkins.	Tinner.
Spencer.	Upchurch.
Spradley.	Veatch.
Sneed.	Walker.
Stephens.	White.
Stewart.	Williams
Strayhorn.	of Brazoria.
Terrell.	Williams
Thomas.	Wahrmund.
Thomason	of McLennan.
of El Paso.	Williford.
Thomason	Wilson.
of Nacogdoches.	Yantis.
Thompson	
of Hunt.	

Present—Not Voting.

Smith of Scurry.

Absent.

Bagby.	O'Brien.
Bell.	Osborne.
Burton of Tarrant.	Peyton.
Cates.	Pillow.
Denton.	Sallas.
Fairchild.	Sholars.
Greenwood.	Templeton.
Henderson.	Valentine.
Murphy.	Vaughan.
Neill.	Woods.

Absent—Excused.

Baker.	Schlosshan.
Bedell.	Smith of Bastrop.
Holaday.	Taylor.
King.	Swope.
Lowe.	Thompson
Robertson.	of Red River.
Roemer.	

Paired.

Mr. Bertram (present), who would vote "yea," with Mr. Bass (absent), who would vote "nay."

Mr. Meador (present), who would vote "yea," with Mr. Wahrmund (absent), who would vote "nay."

Mr. Richards (present), who would vote "yea," with Mr. Lackey (absent), who would vote "nay."

Reasons for Vote.

I vote "yea" on this resolution because I believe that the teaching of the German language in our common schools tends to foster German ideals and to destroy American ideals.

DAVIS of Van Zandt.

I doubt very seriously the propriety of adopting such a resolution. I therefore vote "nay."

VEATCH.

I vote "nay" because I think it is the teacher and not the language.

TINNER.

Mr. Beason moved to reconsider the vote by which the resolution was lost and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE GOVERNOR.

Mr. S. Raymond Brooks, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor which was read to the House:

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of the Board of Managers of the Hospital for Negro Insane at Rusk, I submit for legislation the subject of appropriating an additional \$150,000 for the completion of the hospital provided for at the Regular Session of your body. It appears that the contract cannot be let by the Board of Managers under the present appropriation, and I am accompanying this message with a letter from the president of the Board of Managers and from the superintendent giving you the present status with respect to this institution.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Austin, Texas, March 7, 1918.

Hon. W. P. Hobby, Governor, Capitol.

Dear Sir: We, the Board of Managers of the Hospital for Negro Insane at Rusk, and the superintendent of said institution, respectfully represent to your excellency that we have, after due advertisement, received bids for the construction and remodeling of said institution, and we hereby recommend to you, the Treasurer and Comptroller of Public Accounts the final letting of said general contract. The amount of the appropriation is insufficient, however, to cover the necessary cost of construction as it should be constructed, and as required by the act creating same.

Our decision to submit the situation to you and at the same time ask you to request the Legislature for an additional appropriation is controlled by your well known views in opposition to authorizing deficiencies, and with which we are in hearty accord.

We understand that when the original appropriation was made that it was estimated that it would cost \$300,000 to construct and equip the hospital. There has been a marked increase in the cost of material and labor since that time.

In our opinion an additional \$115,000 should be appropriated to cover the whole cost of the construction and remodeling the institution, and \$35,000 for equipping the same. With such an appropriation as now asked for the completed plant would be worth not less than \$600,000. If this is not done properly worth, for this necessary purpose, \$250,000 dollars, or more, will be wholly lost to the State.

The money realized from the sale of the iron industry at Rusk, \$112,500 would largely take care of this added appropriation and a further sum should be realized from the sale of the box factory.

All the asylums and jails are now full of insane persons and it is imperative that this unfortunate situation be remedied at once.

Very respectfully,

THE HOSPITAL FOR NEGRO INSANE.

By W. T. NORMAN,
President of the Board of Managers.

CHAS. L. GREGORY,
Superintendent.

(Speaker in the chair.)

HOUSE BILL NO. 53 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 53, A bill to be entitled "An Act to create the Burkeville Independent School District in Newton county, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 54 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 54, A bill to be entitled "An Act creating an independent school district at Hutto, Williamson county, Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 55 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment.

H. B. No. 55, A bill to be entitled "An Act creating and incorporating the Lamkin Independent School District in Comanche county, Texas, and declaring an emergency."

The bill was read second time and was passed to engrossment.

SENATE BILL NO. 21 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to a third reading.

S. B. No. 21, A bill to be entitled "An Act creating the Sugar Land Independent School District in Fort Bend county, Texas, and declaring an emergency."

The bill was read second time and was passed to a third reading.

HOUSE BILL NO. 26 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment.

H. B. No. 26, A bill to be entitled "An Act to amend Chapter 67 of the Acts of the Regular Session of the Thirty-third Legislature of the State of Texas, as amended by Chapter 31 of the Acts of the First Called Session of the Thirty-third Legislature and the same is hereby amended so that Sections 2, 3, 4 and 5 of said Chapter 31 shall be divided in seven sections, 2, 3, 4, 5, 5a, 5b and 5c, reading as shown below; also by amending Section 9 of Chapter 31, so that it will read as shown below said sections as amended to be incorporated in and become a part of said Chapter 31."

The bill was read second time.

Mr. Spradley offered the following amendment to the bill:

Amend House bill No. 26, page 4, line 21, by striking out all line 21 beginning at word "provided" down to Section 4.

The amendment was lost.

House bill No. 26 was passed to engrossment.

HOUSE BILL NO. 41 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment.

H. B. No. 41, A bill to be entitled

"An Act to provide for the teaching of lessons in patriotism in the public schools of this State, for the proper display of the United States flag in connection with every public school of the State, and directing the State superintendent, county and city superintendents in the discharge of their duty relative thereto, and declaring an emergency."

The bill was read second time.

Mr. Monday offered the following amendment to the bill:

Amend the caption to House bill No. 41 by inserting between the comma and the word "superintendent" in the fourth line the words "of public instruction," and after the word "superintendents" in the same line the words "of public instruction."

The amendment was adopted.

House bill No. 41 was passed to engrossment.

HOUSE BILL NO. 41 ON THIRD
READING.

Mr. Monday moved to suspend the constitutional rule requiring bills to be read on three several days in each House and that House bill No. 41 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Hardey.
Atlee.	Harris.
Beard.	Henderson.
Beasley.	Hill.
Bennette.	Holland.
Blackburn.	Hudspeth.
Blackmon.	Johnson of Blanco.
Bland.	Johnson of Ellis.
Bledsoe.	Jones.
Brown.	Laas.
Bryan.	Lacey.
Burton of Rusk.	Laney.
Butler.	Lange.
Cadenhead.	Lanier.
Canales.	Lee.
Carlock.	Lindemann.
Cope.	McComb.
Cox of Bee.	McCord.
Cox of Ellis.	McCoy.
Crudgington.	McDowra.
Davis of Dallas.	McMillin.
Davis of Harris.	Meador.
Davis of Grimes.	Mendell.
De Bogory.	Metcalle.
Dodd.	Miller of Austin.
Dudley.	Miller of Dallas.
Dunnam.	Monday.
Estes.	Morris.
Fly.	Murrell.
Ford.	Nordhaus.
Haidusek.	O'Banion.

Osborne.	Thomas.
Parks.	Thomason
Pillow.	of El Paso.
Poage.	Thomason
Pope.	of Nacogdoches.
Raiden.	Thompson
Reeves.	of Hunt.
Richards.	Tillotson.
Rogers.	Tilson.
Sackett.	Tinner.
Sentell.	Upchurch.
Schlesinger.	Veatch.
Seawright.	Walker.
Smith of Bastrop.	White.
Smith of Hopkin.	Williams
Spencer.	of McLennan.
Sneed.	Williford.
Stephens.	Wilson.
Stewart.	Woods.
Templeton.	Yantis.
Terrell.	

Nays—1.

Traylor.

Present—Not Voting.

Beason. Mathis.

Absent.

Bagby.	Murphy.
Bell.	Neill.
Bertram.	O'Brien.
Burton of Tarrant.	Peyton.
Cates.	Sallas.
Clark.	Sholars.
Davis	Smith of Scurry.
of Van Zandt.	Spradley.
Denton.	Strayhorn.
Fairchild.	Valentine.
Greenwood.	Vaughan.
McFarland.	Williams
Moore.	of Brazoria.

Absent—Excused.

Baker.	Roemer.
Bass.	Schlosshan.
Bedell.	Swope.
Holaday.	Taylor.
King.	Thompson
Lackey.	of Red River.
Lowe.	Wahrmund.
Robertson.	

The Speaker then laid House bill No. 41 before the House on its third reading and final passage.

The bill was read third time and was passed.

Mr. Monday moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 18 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading.

S. B. No. 18, A bill to be entitled "An Act to create and establish the Batson Independent School District in Hardin county, Texas."

The bill was read second time and was passed to a third reading.

MESSAGES FROM THE GOVERNOR.

Mr. S. Raymond Brooks, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor which were read to the House:

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session:

Gentlemen: At the request of Senator R. M. Johnston of Harris county, I submit for your consideration the following: "An Act to permit railroad corporations, by and with the permission of the Railroad Commission of Texas and the county commissioners court of the county wherein located, to change, relocate, or abandon, any portion of its line when without and adjacent to the limits of any incorporated city containing 50,000 inhabitants, or more, according to the United States census of 1910, and to permit such railroad corporation to change, relocate, or abandon, any portion of its line within the limits of any incorporated city containing 50,000 inhabitants, or more, by and with the permission of the Railroad Commission of Texas, and the city council, or board of aldermen of such city, and to require such railroad corporation to make such change, relocation, or abandonment, upon the order of the Railroad Commission, upon the application of such city council or board of aldermen."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. Ed H. Lange, Hon. Eugene Nordhaus, Hon. Wm. Schlesinger, Hon. R. H. Holland and Hon. R. L. Carlock, I beg to submit the following subject for your consideration: "An Act to amend Ar-

ticle 1028, Revised Civil Statutes of 1911, dealing with the fixing of rates for public utility corporations."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

HOUSE BILL NO. 13 WITH SENATE AMENDMENTS.

Mr. Bledsoe called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 13, A bill to be entitled "An Act to prohibit the purchase or procuring for, or the sale, gift or delivery to, any person engaged or enlisted in the military or naval forces of the United States, of any spirituous, vinous or malt liquors, or medicated bitters capable of producing intoxication; prescribing a penalty for the violation of this act, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Bledsoe moved that the House concur in the Senate amendments.

The Clerk was directed to call the roll, and the House concurred in the Senate amendments by the following vote:

Yeas—97.

Mr. Speaker.	Fly.
Atlee.	Ford.
Beard.	Haidusek.
Beasley.	Hardey.
Bennette.	Harris.
Bertram.	Henderson.
Blackburn.	Hill.
Blackmon.	Holland.
Bland.	Hudspeth.
Bledsoe.	Johnson of Blanco.
Brown.	Jones.
Bryan.	Laas.
Burton of Rusk.	Lacey.
Butler.	Laney.
Cadenhead.	Lange.
Carlock.	Lanier.
Clark.	Lee.
Cope.	Lindemann.
Cox of Bee.	McComb.
Cox of Ellis.	McCord.
Crudgington.	McCoy.
Davis of Dallas.	McDowra.
Davis of Grimes.	McMillin.
Davis of Harris.	Meador.
Davis	Mendell.
of Van Zandt.	Metcalfe.
De Bogory.	Miller of Austin.
Dodd.	Miller of Dallas.
Dudley.	Monday.
Dunnam.	Morris.
Estes.	Murrell.

Nordhaus.	Templeton.
O'Banion.	Terrell.
Osborne.	Thomason
Parks.	of El Paso.
Pillow.	Thomason
Pope.	of Nacogdoches.
Raiden.	Thompson
Reeves.	of Hunt.
Richards.	Tillotson.
Rogers.	Tilson.
Sackett.	Tinner.
Sentell.	Traylor.
Schlesinger.	Upchurch.
Seawright.	Veatch.
Smith of Hopkins.	Williams
Spencer.	of McLennan.
Spradley.	Williford.
Sneed.	Wilson.
Stephens.	Woods.
Stewart.	Yantis.

Present—Not Voting.

Denton.	Walker.
---------	---------

Absent.

Bagby.	O'Brien.
Beason.	Peyton.
Bell.	Poage.
Burton of Tarrant.	Sallas.
Canales.	Sholars.
Cates.	Smith of Scurry.
Fairchild.	Strayhorn.
Greenwood.	Thomas.
Johnson of Ellis.	Valentine.
McFarland.	Vaughan.
Mathis.	White.
Moore.	Williams
Murphy.	of Brazoria.
Neill.	

Absent—Excused.

Baker.	Roemer.
Bass.	Schlosshan.
Bedell.	Smith of Bastrop.
Holaday.	Swope.
King.	Taylor.
Lackey.	Thompson
Loobe.	of Red River.
Rts.rewon.	Wahrmund.

CONFERENCE COMMITTEE ON HOUSE BILL NO. 9.

Mr. Bledsoe called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 9, A bill to be entitled "An Act to prohibit the barter, sale or exchange in time of war of spirituous, vinous, or malt liquors or medicated bitters capable of producing intoxication, within ten miles of any camp or concentration point where soldiers, sailors, marines or aviators are being trained in time of war for military service in the

army or navy of the United States, and to provide suitable punishment for a violation of the terms of said act."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Bledsoe moved that the House do not concur in the Senate amendments and that a free conference committee be requested to adjust the difference between the two houses on the bill.

The motion to non-concur prevailed.

In accordance with above action, the Speaker announced the appointment of the following free conference committee on the part of the House: Messrs. Cope, Veatch, Mendell, Spencer and Thomason of El Paso.

HOUSE BILL NO. 18 WITH SENATE AMENDMENTS.

Mr. Blackmon called up for consideration, at this time, the motion to reconsider the vote by which the House on yesterday concurred in the Senate amendments to House bill No. 18.

Question then recurring on the motion to reconsider, it prevailed.

Mr. Terrell moved that the House do not concur in the Senate amendments and that a conference committee be requested to adjust the differences between the two houses on the bill.

The motion to non-concur was lost.

Question—Shall the House concur in the Senate amendments?

The Clerk was directed to call the roll, and the House concurred in the Senate amendments by the following vote:

Yeas—99.

Mr. Speaker.	Davis
Atlee.	of Van Zandt.
Beard.	De Bogory.
Beasley.	Denton.
Beason.	Dodd.
Bennette.	Dudley.
Bertram.	Dunnam.
Blackmon.	Estes.
Bland.	Fly.
Bledsoe.	Ford.
Bryan.	Haidusek.
Burton of Rusk.	Hardey.
Butler.	Harris.
Cadenhead.	Henderson.
Canales.	Hill.
Carlock.	Holland.
Clark.	Hudspeth.
Cope.	Johnson of Blanco.
Cox of Bee.	Johnson of Ellis.
Crudgington.	Jones.
Davis of Dallas.	Laas.
Davis of Grimes.	Lacey.
Davis of Harris.	Laney.

Lange.	Sackett.
Lanier.	Sentell.
Lee.	Schlesinger.
Lindemann.	Seawright.
McComb.	Smith of Hopkins.
McCord.	Spencer.
McCoy.	Sneed.
McDowra.	Stephens.
McFarland.	Stewart.
McMillin.	Strayhorn.
Mathis.	Templeton.
Meador.	Terrell.
Mendell.	Thomason
Metcalfe.	of El Paso.
Miller of Austin.	Thomason
Miller of Dallas.	of Nacogdoches.
Murrell.	Tilson.
Nordhaus.	Tinner.
O'Banion.	Traylor.
Osborne.	Upchurch.
Parks.	Veatch.
Peyton.	Walker.
Pillow.	Williams
Poage.	of Brazoria.
Pope.	Williams
Raiden.	of McLennan.
Reeves.	Williford.
Richards.	Wilson.
Rogers.	Yantis.

Nays—4.

Brown.	Morris.
Cox of Ellis.	Tillotson.

Present—Not Voting.

Thompson	Woods.
of Hunt.	

Absent.

Bagby.	Neill.
Bell.	O'Brien.
Blackburn.	Sallas.
Burton of Tarrant.	Sholars.
Cates.	Smith of Scurry.
Fairchild.	Spradley.
Greenwood.	Thomas.
Monday.	Valentine.
Moore.	Vaughan.
Murphy.	White.

Absent—Excused.

Baker.	Roemer.
Bass.	Schlosshan.
Bedell.	Smith of Bastrop.
Holaday.	Swope.
King.	Taylor.
Lackey.	Thompson
Lowe.	of Red River.
Robertson.	Wahrmund.

Mr. Dudley moved to reconsider the vote by which the House concurred in the Senate amendments and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 26 ON THIRD
READING.

Mr. Yantis moved to suspend the constitutional rule requiring bills to be read on three several days in each house and that House bill No. 26 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—82.

Mr. Speaker.	McMillin.
Beard.	Meador.
Beasley.	Metcalfe.
Beason.	Miller of Dallas.
Bennette.	Morris.
Bertram.	Murrell.
Blackmon.	O'Banion.
Bryan.	Parks.
Burton of Rusk.	Peyton.
Butler.	Pillow.
Cadenhead.	Pope.
Canales.	Raiden.
Clark.	Reeves.
Cope.	Rogers.
Cox of Bee.	Sackett.
Cox of Ellis.	Sentell.
Crudgington.	Seawright.
Davis of Dallas.	Smith of Hopkins.
Davis of Grimes.	Spencer.
Davis	Spradley.
of Van Zandt.	Sneed.
De Bogory.	Stephens.
Dodd.	Stewart.
Dudley.	Strayhorn.
Estes.	Templeton.
Fly.	Terrell.
Ford.	Thomason
Hardey.	of Nacogdoches.
Harris.	Thompson
Henderson.	of Hunt.
Hudspeth.	Tilson.
Johnson of Ellis.	Tinner.
Jones.	Traylor.
Laas.	Veatch.
Lacey.	White.
Laney.	Williams
Lanier.	of Brazoria.
Lee.	Williams
Lindemann.	of McLennan.
McComb.	Williford.
McCord.	Wilson.
McCoy.	Woods.
McDowra.	Yantis.
McFarland.	

Nays—14.

Atlee.	Miller of Austin.
Bledsoe.	Monday.
Brown.	Nordhaus.
Dunnam.	Schlesinger.
Hill.	Tillotson.
Mathis.	Upchurch.
Mendell.	Walker.

Present—Not Voting.

Carlock.

Lange.

Absent.

Bagby.	Neill.
Bell.	O'Brien.
Blackburn.	Osborne.
Bland.	Poage.
Burton of Tarrant.	Richards.
Cates.	Sallas.
Davis of Harris.	Sholars.
Denton.	Smith of Scurry.
Fairchild.	Thomas.
Greenwood.	Thomason
Haidusek.	of El Paso.
Holland.	Valentine.
Johnson of Blanco.	Vaughan.
Moore.	Wahrmund.
Murphy.	

Absent—Excused.

Baker.	Roemer.
Bass.	Schlosshan.
Bedell.	Smith of Bastrop.
Holaday.	Swope.
King.	Taylor.
Lackey.	Thompson
Lowe.	of Red River.
Robertson.	

The Speaker then laid House bill No. 26 before the House on its third reading and final passage.

The bill was read third time.

Mr. Harris offered the following amendment to the bill:

Amend H. B. No. 26 by striking out Section 4.

On motion of Mr. Yantis the amendment was tabled.

Mr. Cope offered the following amendment to the bill:

Amend H. B. No. 26 by adding Section 9a, to read as follows: "The provisions of this act are hereby declared to be cumulative of all laws upon the subject now in force in this State and not in necessary conflict therewith. Provided further, that in the event any law enacted by this special session of the Legislature in conflict with any provision of this act should be held void the same shall not affect the provisions of this act."

Signed—Cope, Yantis, Murrell.

The amendment was adopted.

House bill No. 26 was then passed.

Mr. Cope moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 15 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 15, A bill to be entitled "An Act to amend Article 7447, Chapter 5, Title 126 of the Revised Civil Statutes of Texas of 1911, so as to hereafter provide that no license shall be granted to any dealer in either spirituous, vinous or malt liquors except within incorporated cities and towns and prescribing the distance from certain institutions and places within which no license for such business shall be granted, and declaring an emergency."

The bill was read second time and was passed to a third reading.

APPOINTMENT OF PAGE AN-
NOUNCED.

The Speaker announced the appointment of John Seinard as page.

HOUSE BILL NO. 45 ON THIRD
READING.

The speaker laid before the House, on its third reading and final passage,

H. B. No. 45, A bill to be entitled "An Act to ratify and confirm the action of the board of commissioners of the city of Galveston, passed March 1, 1918, conveying and releasing the Galveston Dry Dock & Construction Co., a corporation of Galveston county, Texas, that certain area of territory in Galveston Bay being a part of what is known as Pelican Island and the flats south thereof, as fully described by metes and bounds in said act, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—91.

Mr. Speaker.	Cadenhead.
Atlee.	Canales.
Beard.	Carlock.
Beasley.	Clark.
Beason.	Cox of Bee.
Bennette.	Cox of Ellis.
Bertram.	Crudgington.
Blackmon.	Davis of Dallas.
Bland.	Davis of Grimes.
Bledsoe.	Davis of Harris.
Brown.	Davis
Bryan.	of Van Zandt.
Burton of Rusk.	De Bogory.
Butler.	Dodd.

Dudley.	Reeves.
Estes.	Richards.
Fly.	Rogers.
Ford.	Sackett.
Hardey.	Seawright.
Henderson.	Smith of Hopkins.
Hill.	Smith of Scurry.
Holland.	Spencer.
Johnson of Ellis.	Spradley.
Jones.	Sneed.
Laas.	Stephens.
Lacey.	Stewart.
Laney.	Templeton.
Lange.	Terrell.
Lanier.	Thomason
Lee.	of El Paso.
Lindemann.	Thomason
McComb.	of Nacogdoches.
McCord.	Thompson
McDowra.	of Hunt.
McFarland.	Tillotson.
McMillin.	Tilson.
Mathis.	Tinner.
Meador.	Upchurch.
Mendell.	Veatch.
Metcalfe.	Walker.
Miller of Dallas.	White.
Monday.	Williams
Moore.	of Brazoria.
Murrell.	Williams
Nordhaus.	of McLennan.
Osborne.	Williford.
Parks.	Wilson.
Peyton.	Yantis.
Pillow.	

Nays—5.

Cope.	Sentell.
Dunnam.	Traylor.
O'Banion.	

Present—Not Voting.

McCoy.	Woods.
--------	--------

Absent.

Bagby.	Murphy.
Bell.	Neill.
Blackburn.	O'Brien.
Burton of Tarrant.	Poage.
Cates.	Pope.
Denton.	Raiden.
Fairchild.	Sallas.
Greenwood.	Schlesinger.
Haidusek.	Sholars.
Harris.	Strayhorn.
Hudspeth.	Thomas.
Johnson of Blanco.	Valentine.
Miller of Austin.	Vaughan.
Morris.	

Absent—Excused.

Baker.	Lackey.
Bass.	Lowe.
Bedell.	Robertson.
Holaday.	Roemer.
King.	Schlosshan.

Smith of Bastrop. Thompson
Swope. of Red River.
Taylor. Wahrmund.

PROVIDING FOR ADJOURNMENT
SINE DIE.

Mr. Moore offered the following resolution:

H. C. R. No. 4, Providing for adjournment sine die.

Resolved by the House, the Senate concurring, That the Fourth Called Session of the Thirty-fifth Legislature adjourn sine die Saturday, March 16, 1918, at high noon.

Signed—Moore, Mathis.

The resolution was read second time.

On motion of Mr. Cope the resolution was laid on the table subject to call.

RECESS.

On motion of Mr. Miller of Dallas the House, at 12 o'clock m., recessed to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

INVITING HON. WILEY IMBODEN
TO ADDRESS THE HOUSE.

Mr. Reeves offered the following resolution:

Whereas, The Hon. Wiley Imboden is now within the bar of the House; therefore, be it

Resolved, That he be invited to address the House upon all subjects.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of Mr. Reeves, Mr. Thomason of Nacogdoches, Mr. Terrell and Mr. Rogers as a committee to escort Mr. Imboden to the Speaker's stand.

The committee having performed their duty, Mr. Imboden, being introduced by the Speaker, then addressed the House.

PROVIDING COPIES OF ENROLLED
BILLS FOR SECRETARY OF
STATE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 5, Providing copies of enrolled bills for the Secretary of State.

Resolved by the Senate, the House of

Representatives concurring, That the Enrolling Clerk of the House and the Enrolling Clerk of the Senate be directed and required to make carbon copies of all enrolled bills and resolutions that may be sent to the Governor for approval and that they shall furnish said copies to the Secretary of State at the same time the original enrolled bills or resolutions are transmitted to the Governor.

The resolution was read second time and was adopted.

TO GRANT JUDGE TIMON LEAVE
OF ABSENCE.

The Speaker laid before the House for consideration at this time the following resolution:

S. C. R. No. 4, To grant Judge Timon leave of absence,

Be it resolved by the Senate, the House of Representatives concurring, That the Hon. Walter F. Timon, judge of the Twenty-eighth Judicial District of Texas, be and is hereby granted leave of absence from the State for a period of 90 days, beginning on the 10th day of March, A. D. 1918, on account of ill health.

Mr. Mendell raised a point of order on consideration of the resolution on the ground that under the law a district judge has the right to leave the State without permission from the Legislature.

The Speaker sustained the point of order.

BILL ORDERED NOT PRINTED.

On motion of Mr. Carlock, it was ordered that House bill No. 61 be not printed.

BILL SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 15, "An Act declaring that if any person shall knowingly, during the time the United States of America is at war, use any language, in the presence and hearing of another, or of and concerning the United States of America, the entry or continuance of the United States of America in the war, or of and concerning any flag, standard, color, or ensign of the United States of America, or any imitation thereof, or that of any officer of the United States of America, which language is disloyal to the United States of America, or abusive in character and calculated to bring into disrepute the United States of America, the entry or continuance of the

United States of America in the war, the army, navy, marine corps of the United States of America, or any flag, standard, color, or ensign of the United States of America, or any imitation thereof, or that of any officer of the United States of America, of such a nature as to be reasonably calculated to provoke a breach of peace, if said in the presence and hearing of a citizen of the United States of America, shall be a felony, and fixing the punishment for such action to confinement in the State penitentiary for any period of time not less than one year nor more than twenty-five years; declaring that if any person shall, during the time the United States of America is at war, commit to writing, or printing, or both writing and printing, by letters, words, signs, figures, or in any other manner and in any language anything of the kind of and concerning those things just enumerated in this caption, and of the kind and character thus stated in this caption that such person shall be guilty of a felony, and shall be punished as above stated; declaring that any person who shall knowingly, publicly, or privately, mutilate, deface, defile, defy, tramp upon, or cast contempt upon, either by words or acts, upon any flag, standard, color, or ensign of the United States of America, or that of any of its officers, or either of them, shall be guilty of a felony and punished as just stated; declaring that any person who during the war between the United States and any other nation shall knowingly display, or have in his possession for any purpose whatsoever, any flag, standard, color, or ensign, or coat of arms of any nation with which the United States is at war, or any imitation thereof, or that of any State, subdivision, city or municipality of any such nation, shall be guilty of a felony, and punished by confinement in the penitentiary for the length of time first stated in this caption; authorizing any person, officer or other person, to arrest, without warrant, anyone violating any section of this act; prescribing the force and measures which may be adopted in such case; declaring that any person, officer or other person about to make such arrest shall have authority to require any person violating the provisions of this act to desist from such violation, and authorizing the use of such force and measures as are necessary to cause such person to so desist; fixing venue and jurisdiction for violation of this act in the district courts of the counties in which such violations occur and in the

district court of Travis county, Texas, and declaring an emergency."

MESSAGES FROM THE GOVERNOR.

Mr. John D. McCall, private secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor which were read to the House:

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. S. J. Osborne, I submit for your consideration An Act authorizing the commissioners court of Kaufman county to unite two or more justice precincts or add any election precinct territory to a justice precinct for the purpose of electing or appointing a public weigher.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. R. E. Thomason, I submit for your consideration An Act to amend Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing a more adequate system of laws relating to irrigation.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: I submit for your consideration the subject of defining the jurisdiction of the Supreme Court of Texas.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Messrs. Poage and Henderson, I submit for your consideration An Act creating and in-

corporating the Highland Independent School District in McLennan county.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. D. J. Neill, I submit for your consideration An Act to amend road law for Eastland county.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: I submit for your consideration an act for the relief of the Supreme Court of Texas; authorizing the creation of a commission of appeals.

The very crowded condition of the docket of the Supreme Court, resulting in such delays as frequently affect large property values and defeats the ends of justice, creates the necessity for this relief. Such legislation is recommended by Hon. Nelson Phillips, Chief Justice of the Supreme Court of Texas; Hon. B. F. Looney, Attorney General of Texas, and unanimously by the committee on law reforms of the Texas State Bar Association.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: I submit for your consideration an act providing for the appointment of official stenographers for grand juries by the judges of the district courts presiding over same, and prescribing their qualifications and duties, and providing for their compensation, and prescribing the time and method of transcribing and furnishing to the district or county attorneys of such counties or judicial districts, of the evidence and testimony adduced and given before such grand juries in the investigation of crimes and offenses coming before such bodies.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. R. L. Templeton, I submit for your consideration an act creating the Follett Independent School District of Lipscomb county, Texas.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 8, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. Walter D. Caldwell, I submit for your consideration an act fixing the salary of the Adjutant General and making an appropriation of \$7200, or so much thereof as may be necessary, for the payment of such salary for the years ending August 31, 1918, and August 31, 1919.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

ENDORSING REPORT OF COMMITTEE TO INVESTIGATE STATE DEPARTMENTS, ETC.

Mr. Bertram offered the following resolution:

Whereas, The Thirty-fifth Legislature appointed an investigating committee to investigate the departments of the State government and State institutions, and

Whereas, Said committee has made and filed their report in the House of Representatives on February 1, 1918; therefore, be it

Resolved, That the House indorse the report made by our committee and respectfully ask the Governor to submit for legislation the subjects contained therein.

The resolution was read second time.

Mr. Parks raised a point of order on consideration of the resolution at this time on the ground that it is not a privileged resolution.

The Speaker sustained the point of order and stated the resolution would go over.

RELATING TO MEETING OF NATIONAL WAR COUNCIL.

Mr. Miller of Dallas offered the following resolution:

H. C. R. No. 5, Relating to meeting

of National and State Councils of Defense at Dallas, March 12, 1918.

Whereas, The National War Council of Defense meets at Dallas, Texas, next Tuesday, March 12; and

Whereas, The State Council of Defense deems said meeting an important one and has invited the Legislature to attend the same in a body; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That said invitation be and it is hereby accepted, and that the Legislature attend said meeting in a body.

Signed—Miller of Dallas, Pope, Neill, Crudgington, Johnson of Ellis, Poage, Davis of Harris, Smith, Bryan, Bland, Mendell, Thomason of Nacogdoches, Morris, Davis of Grimes.

Mr. Tillotson offered the following substitute for the resolution:

H. C. R. No. 5, Relating to meeting of National and State Councils of Defense at Dallas, March 12, 1918.

Whereas, Under the direction of the National Council of Defense, which reflects the aims of the National Administration to promote universal co-operation of all the people in the war work of the nation, a meeting of the National Council of Defense and of the State Council of Defense and other organizations actively identified with the work of mobilizing the resources and labors of the people of Texas in behalf of winning the war, is to be held in Dallas on Tuesday, March 12, 1918; and

Whereas, The importance of the work to be considered at this meeting, and its patriotic nature, render it one which the Legislature of Texas should accord recognition; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a committee of five members, three from the House, to be appointed by the Speaker of the House, and two from the Senate, to be appointed by the President of the Senate, be authorized to attend the said meeting of the National and State Councils of Defense and convey to the officers and members of those bodies assembled in such meeting the assurances of encouragement, commendation and support in the great work these voluntary organizations are performing in the interest of the successful prosecution of the war.

The substitute was adopted.

The resolution as substituted was then adopted.

13—H

In accordance with the above action the Speaker announced the appointment of the following committee on the part of the House:

Mr. Miller of Dallas, Mr. Neill and Mr. Crudgington.

RELATING TO DISTURBANCE IN THE HALL.

Mr. Laney called up for consideration, at this time, the resolution offered by Mr. Denton on Saturday, March 2, relating to disturbance in the Hall.

The Speaker laid the resolution before the House.

On motion of Mr. Laney further consideration of the resolution was postponed indefinitely.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Poage and Mr. Henderson:

H. B. No. 60, A bill to be entitled "An Act creating and incorporating the Highland Independent School District in McLennan county, etc."

Referred to Committee on Education.

By Mr. Lange, Mr. Nordhaus, Mr. Schlesinger, Mr. Holland and Mr. Carlock:

H. B. No. 61, A bill to be entitled "An Act to amend Article 1028, Revised Civil Statutes of 1911, dealing with the fixing of rates for public utility corporations; providing the length of time such rates shall be effective and providing that such rates shall be reasonable ones, and declaring an emergency."

Referred to Committee on Municipal Corporations.

By Mr. Miller of Dallas:

H. B. No. 62, A bill to be entitled "An Act to permit railroad corporations, by and with the permission of the Railroad Commission of Texas and the county commissioners court of the county wherein located, to change, relocate or abandon any portion of its line when without and adjacent to the limits of any incorporated city containing 50,000 inhabitants or more according to the United States census of 1910, and to permit such railroad corporation to change, relocate or abandon any portion of its line within the limits of any incorpo-

rated city containing 50,000 inhabitants or more, by and with the permission of the Railroad Commission of Texas and the city council or board of aldermen of such city; and to require such railroad corporation to make such change, relocation, or abandonment upon the order of such Railroad Commission, upon the application of such city council or board of aldermen; and providing for the exercise of the right of eminent domain to acquire right of way and depot grounds when lines are changed or relocated and validating such changes, relocations or abandonments when heretofore authorized by the Railroad Commission of Texas; and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Sentell et al.:

H. B. No. 63. A bill to be entitled "An Act abolishing the State Highway Commission of three members and vesting the management and control of the State Highway Department in the Railroad Commission of the State of Texas to be administered as a bureau of said Commission; providing for the election by the Commission, with the consent of the Senate, of a secretary of the State Highway Bureau, who shall have administrative control of the highway bureau, under the direction and supervision of the Railroad Commission; fixing the term of office of the secretary; providing for the filling of vacancies therein; prescribing that such secretary shall take the constitutional oath and execute bond; fixing the salary of such secretary and prescribing how the same shall be paid; fixing the salary of the State Highway Engineer and prescribing how the same shall be paid; providing for the publication and distribution of lists of registered motor vehicles in their numerical order; providing that all applications for registrations and license of motor vehicles, motorcycles, manufacturers, dealers and chauffeurs shall hereafter be filed with the collector of taxes for the county of the residence of the applicant and that all license fees be paid to such tax collector; providing that the tax collector shall make weekly remittance to the State Highway Bureau of one-half of the gross registration fees collected, the remaining one-half to be deposited in the county depository; providing that the tax collector shall forward to the State Highway Bureau

a list certified to by him of all registrations of motor vehicles and chauffeurs and dealers and for registration thereof by the Highway Bureau and the distribution of number plates and seals; providing for deposit of funds coming into the hands of the State Highway Bureau in the State Treasury; creating a special fund known as the State Highway fund, and providing for its distribution; making an appropriation of the State Highway fund for the two years beginning June 22, 1917; providing this act shall be cumulative of all highway laws except where in conflict herewith, and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Neill:

H. B. No. 64, A bill to be entitled "An Act to create a more efficient road system for Eastland county, etc., and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Templeton:

H. B. No. 65, A bill to be entitled "An Act creating the Follett Independent School District of Lipscomb county; providing for an election of board of trustees; and declaring an emergency."

Referred to Committee on Education.

By Mr. Osborne:

H. B. No. 66, A bill to be entitled "An Act authorizing the commissioners court of Kaufman county to unite two or more justice precincts or add any election precinct territory to a justice precinct for the purpose of electing or appointing a public weigher, and declaring an emergency."

Referred to Committee on Counties.

By Mr. De Bogory and Mr. Bryan:

H. B. No. 67, A bill to be entitled "An Act to create commissions of appeal, defining the powers and duties thereof; mode of appointment and the salary to be paid the members thereof, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. De Bogory and Mr. Bryan:

H. B. No. 68, A bill to be entitled "An Act to define the appellate jurisdiction of the Supreme Court of Texas, repealing all laws in conflict with this act, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Thomason of El Paso:

H. B. No. 69, A bill to be entitled "An Act creating the Superior Court of Appeals, defining its jurisdiction, providing for the appointment and election of judges thereof and for the transferring of causes thereto by the Supreme Court."

Referred to Judiciary Committee.

By Mr. Thomason of El Paso:

H. B. No. 70, A bill to be entitled "An Act to amend Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing a more adequate system of laws relating to irrigation and by adding thereto after Section 61, Section 61a, and by adding thereto after Section 64, Sections 64a and 64b, providing for the entry of decisions, orders and fixing of rates by the board for furnishing water and permitting persons, firms, and corporations interested therein to file proceedings in the District Court of Travis county, Texas, for a review and revision of rates, fixing the burden of proof in such proceedings, and declaring an emergency."

Referred to Committee on Irrigation.

ADJOURNMENT.

Mr. Nordhaus moved that the House adjourn until 9 o'clock a. m. next Monday.

Mr. Holland moved that the House adjourn until 9:30 o'clock a. m. next Monday.

Mr. Tillotson moved that the House adjourn until 10 o'clock a. m. next Monday.

The motion of Mr. Holland prevailed and the House accordingly, at 2:50 o'clock p. m., adjourned until 9:30 o'clock a. m. next Monday.

APPENDIX.

REPORT OF COMMITTEE ON AGRICULTURE.

Committee Room,
Austin, Texas, March 7, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Agriculture, to whom was referred House bill No. 58, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Terrell has been appointed to make a full report thereon.

DENTON, Acting Chairman.

REPORT OF COMMITTEE ON EDUCATION.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred House bill No. 60, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

THOMASON of Nacogdoches, Chairman.

REPORT OF COMMITTEE ON MUNICIPAL CORPORATIONS.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Municipal Corporations, to whom was referred House bill No. 61, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Carlock has been appointed to make a full report thereon.

MENDELL, Chairman.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 43, A bill to be entitled "An Act creating the Sugarland Independent School District in Fort Bend county, Texas, etc., and declaring an emergency."

H. B. No. 59, A bill to be entitled "An Act to appropriate the sum of five thousand (\$5000) dollars, or so much thereof as may be necessary, out of the general revenue in the State Treasury to be expended under the direction of the State Council of Defense, and declaring an emergency."

H. B. No. 57, A bill to be entitled "An Act to authorize and empower the commissioners court of Anderson county, Texas, to cancel and revoke all previous orders of said court authorizing the issuance of road bonds under the provisions of Chapter 2, Title 18 of the Revised Civil Statutes of Texas and under all acts amendatory thereof, and to annul the bond election at which such bonds

were voted, where such bonds or the transcripts thereof have been disapproved by the Attorney General or where such bonds can not be legally issued and offered for sale, and declaring an emergency,"

H. B. No. 40, A bill to be entitled "An Act adding to and making a part of the Port Lavaca Independent School District in Calhoun county, Texas, including the town of Port Lavaca, certain lands and territory adjoining thereto, and declaring an emergency,"

H. B. No. 39, A bill to be entitled "An Act creating the Bellville Independent School District in Austin county, Texas, and declaring an emergency,"

And find the same correctly engrossed.
COX, Chairman.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 45, A bill to be entitled "An Act to ratify and confirm the action of the board of commissioners of the city of Galveston, passed March 1, 1918, conveying and releasing the Galveston Dry Dock & Construction Co., a corporation of Galveston county, Texas, that certain area of territory in Galveston Bay being a part of what is known as Pelican Island and the flats south thereof, as fully described by metes and bounds in said act, and declaring an emergency,"

And find the same correctly engrossed.
COX, Chairman.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 55, A bill to be entitled "An Act creating the Lamkin Independent School District, etc., and declaring an emergency,"

And find the same correctly engrossed.
COX, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 21, "An Act to appropriate \$2000, as a fund to the Agricultural and Mechanical College at Bryan, Texas, for the purpose of experimenting and treatment of the plant *Yucca Filamentosa*, with the view of preparing same for stock food, this plant being in great abundance in the drouth stricken section of the State, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:45 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 8, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 15, "An Act declaring that if any person shall, during the time the United States of America is at war, use any language, in the presence and hearing of another, of and concerning the United States of America, the entry or continuance of the United States of America in the war, or of and concerning any flag, standard, color, or ensign of the United States of America, or any imitation thereof, or the uniform of any officer of the army of the United States of America, which language is disloyal to the United States of America, or abusive in character and calculated to bring into disrepute the United States of America, the entry, or continuance of the United States of America in the war, the army, navy, marine corps of the United States of America, or any flag, standard, color, or ensign of the United States of America, or any imitation thereof, or the uniform of any officer of the army of the United States of America, of such a nature as to be reasonably calculated to provoke a breach of the peace, if said in the presence and hearing of a citizen of the United States of America, shall be a felony, and fixing the punishment for such action to confinement in the State Penitentiary for any period of time not less than two years, nor more than twenty-five years; declaring that if any person shall, during the time the United States of America is at war, commit to writing, or printing, or both writing and printing, by letters, words, signs, figures, or in any other manner, and in any language, anything of the kind of and concerning those things just enumerated in this caption, and of the kind and character thus

stated in this caption, that such person shall be guilty of a felony, and shall be punished as above stated; declaring that any person who shall knowingly, publicly or privately, mutilate, deface, defile, defy, tramp upon, or cast contempt, either by words or acts, upon any flag, standard, color, or ensign of the United States of America, or the uniform of any of its officers of the army, or either of them, shall be guilty of a felony, and punished as just stated; declaring that any person who, during the war between the United States and any other nation, shall knowingly display, or have in his possession for any purpose whatsoever, any flag, standard, color, or ensign, or coat of arms, of any nation with which the United States is at war, or any imitation thereof, or that of any state, subdivision, city, or municipality of any such nation, shall be guilty of a felony, and punished by confinement in the penitentiary for the length of time first stated in this caption; authorizing any officer to arrest, without warrant, anyone violating any section of this act; prescribing the force and measures which may be adopted in such cases; declaring that any officer about to make such arrest shall have authority to require any person violating the provisions of this act to desist from such violation, and authorizing the use of such force and measures as are necessary to cause such person to so desist; fixing venue and jurisdiction for violations of this act in the district courts of the counties in which such violations occur and in the district court of Travis county, Texas; provided that the suspended sentence law of this State shall not apply in convictions had under this act; making it the duty of any person knowing of a violation of this act to report same to some officer authorized to make arrests, and making it the duty of such officer making arrest to carry the offender before some officer authorized to investigate such charges, and to make such orders and to enter such judgments as the law directs; and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:41 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

ELEVENTH DAY.

(Monday, March 11, 1918.)

The House met at 9:30 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Bass.	Metcalf.
Beard.	Miller of Austin.
Beasley.	Moore.
Bennette.	Morris.
Bertram.	Murphy.
Blackburn.	Murrell.
Blackmon.	Nordhaus.
Bryan.	O'Banion.
Burton of Rusk.	O'Brien.
Butler.	Osborne.
Cadenhead.	Parks.
Canales.	Peyton.
Carlock.	Raiden.
Clark.	Reeves.
Cope.	Richards.
Cox of Bee.	Robertson.
Cox of Ellis.	Rogers.
Crudgington.	Sackett.
Davis of Dallas.	Sallas.
Davis of Harris.	Sentell.
Davis	Schlesinger.
of Van Zandt.	Sholars.
De Bogory.	Smith of Hopkins.
Dodd.	Spencer.
Dudley.	Spradley.
Dunnam.	Sneed.
Estes.	Stephens.
Fly.	Stewart.
Ford.	Swope.
Haidusek.	Taylor.
Hardey.	Templeton.
Harris.	Terrell.
Henderson.	Thomason
Hill.	of El Paso.
Holland.	Thomason
Holaday.	of Nacogdoches.
Hudspeth.	Thompson
Johnson of Ellis.	of Hunt.
Laas.	Tillotson.
Lacey.	Tilson.
Laney.	Traylor.
Lanier.	Upchurch.
Lee.	Veatch.
McComb.	Walker.
McCord.	White.
McCoy.	Williams
McDowra.	of McLennan.
McFarland.	Williford.
McMillin.	Wilson.
Mathis.	Woods.
Meador.	Yantis.
Mendell.	